

Message Text

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ORIGIN EB-07

INFO OCT-01 EA-07 AF-06 ARA-06 EUR-12 CIAE-00 DODE-00

PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01

SP-02 SS-15 USIA-06 COME-00 DOTE-00 FMC-01 CG-00

OFA-01 DLOS-04 NEA-10 ISO-00 /101 R

66610

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APPROVED BY: EB/TT/MA:RKBANK

EA/PHL:RTWILLNER

FMC:RSHREVES

----- 055506

R 172025Z OCT 75

FM SECSTATE WASHDC

TO AMEMBASSY MANILA

INFO AMEMBASSY ATHENS

AMEMBASSY BONN

AMEMBASSY BRUSSELS

AMEMBASSY CANBERRA

AMEMBASSY COPENHAGEN

AMEMBASSY THE HAGUE

AMEMBASSY HELSINKI

AMEMBASSY LONDON

AMEMBASSY MONROVIA

AMEMBASSY OSLO

AMEMBASSY PANAMA

AMEMBASSY PARIS

AMEMBASSY ROME

AMEMBASSY STOCKHOLM

AMEMBASSY TOKYO

USMISSION EC BRUSSELS

USMISSION OECD PARIS

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C O R R E C T E D C O P Y (CORRECTIONS PARA 2 LINE 2 PARA 3

LINE 9)

E.O. 11652:N/A

TAGS:EWWT, RP

SUBJECT: SHIPPING: NEW PD 806 VS PD 667

REF: MANILA 14276

1. PER REQUEST PARA 2 REFTTEL, EMBASSY MANILA'S REPLY TO GOP'S DIPLOMATIC NOTE SHOULD ACKNOWLEDGE NOTE AND INFORM DEPT. OF FOREIGN AFFAIRS THAT DEPARTMENT OF STATE HAS FORWARDED TEXT OF PD 806 TO FEDERAL MARITIME COMMISSION (FMC) FOR ITS CONSIDERATION.

2. DEPARTMENT TRANSMITTED TEXT OF PRESIDENTIAL DECREE 806 WITH OCT. 10 LETTER TO FMC CHAIRMAN BENTLEY. IN THAT LETTER, WE STATED OUR BELIEF THAT "THIS DECREE EFFECTIVELY ENDS THE DISCRIMINATION WHICH HAD EXISTED AS A RESULT OF PRESIDENTIAL DECREE 667."

FYI. IN LETTER, WE ALSO RECOMMENDED THAT THE COMMISSION NOT PUBLISH THE REGULATION ATTACHED TO CHAIRMAN BENTLEY'S AUGUST 13 LETTER TO SECRETARY KISSINGER. END FYI

3. FMC IS PRESENTLY STUDYING THE ENTIRE MATTER OF PRESIDENTIAL DECREES 667 AND 806 AND HAS NOT PUBLISHED THE REGULATION ATTACHED TO THE AUGUST 13 LETTER. WE BELIEVE THE COMMISSION WILL NOT PUBLISH THE REGULATION AS LONG AS IT IS OBVIOUS THAT PD 806 HAS INDEED ENDED THE DISCRIMINATORY EFFECTS OF PD 667. NATURALLY, DEPARTMENT AND FMC WOULD HOPE THAT ANY "DIRECT INCENTIVES" ADOPTED BY GOP UNDER PD 806 NOT DISCRIMINATE AGAINST THE ABILITY OF U.S.-FLAG VESSELS TO PROVIDE SHIPPING SERVICES TO AND FROM THE PHILIPPINES ON AN EQUAL BASIS WITH PHILIPPINE FLAG VESSELS.

4. DEPARTMENT, IN OCT. 10 LETTER TO U.S. LINES INVOLVED IN PHILIPPINE TRADE, ENCLOSED COPY OF PD 806 AND STATED LIMITED OFFICIAL USE

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OUR BELIEF THAT PD 806 EFFECTIVELY ENDS THE DISCRIMINATION WHICH HAD EXISTED AS A RESULT OF PD 667.

5. DEPARTMENT WISHES TO COMPLIMENT EMBASSY MANILA FOR ITS REPORTING DURING LAST SEVEN MONTHS ON PD 667 AND FOR ITS EFFORTS SEEKING THAT THE DISCRIMINATORY EFFECTS OF PD 667 BE ENDED. IN PARTICULAR, FMC STAFF PASSED ON

TO DEPARTMENT COMPLIMENTS FROM U.S. SHIPPING LINES
FOR EMBASSY MANILA'S WORK ON THIS ISSUE. INGERSOLL

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